IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE T.R.RAMACHANDRAN NAIR

TUESDAY, THE 10TH JULY 2007 / 19TH ASHADHA 1929

OP.No. 32635 of 1999(I)

PETITIONERS:
----

1. **CHERIAN K.VALOORAN, S/O.V.O.KOCHUVAREED, AGED 49 YEARS, DEPUTY TAHSILDAR (VALUATION ASSISTANT)OFFICE OF THE SPECIAL TAHSILDAR, L.A. N.H.,I CIVIL STATION, KAKKANAD.**

2. **V.K.SARALA, DEPUTY TAHSILDAR, (HOUSING), TALUK OFFICE, CHERTHALA.**

3. **B.GIRIJA DEVI, JUNIOR SUPERINTENDENT COLLECTORATE, ALAPPUZHA.**

BY ADV. SRI.V.A.MUHAMMED
SRI.K.E.HAMZA

RESPONDENTS:
----

1. **THE SECRETARY TO GOVERNMENT, REVENUE DEPARTMENT, SECRETARIAT, TRIVANDRUM.**

2. **THE COMMISSIONER OF LAND REVENUE, MUSEUM POST, TRIVANDRUM.**

3. **SRI.BASHEER, SENIOR SUPERINTENDENT, COLLECTORATE, PATHANAMTHITTA.**

4. **SMT.A.M.RAJALAKSHMY, SENIOR SUPERINTENDENT, COMMISSIONERATE OF LAND REVENUE, MUSEUM POST., TRIVANDRUM.**

BY GOVERNMENT PLEADER SRI.V.T.K.MOHANAN

THIS ORIGINAL PETITION HAVING BEEN FINALLY HEARD ON 10/07/2007, ALONG WITH OP NO. 259 OF 2000 THE COURT ON THE SAME DAY DELIVERED THE FOLLOWING:

ORDER ON CMP. NO.55237/1999 IN OP.32635/1999

DISMISSED

10.07.2007 **SD/- T.R.RAMACHANDRAN NAIR, JUDGE**

APPENDIX

PETITIONER'S EXHIBITS

EXT.P1:- COPY OF THE SENIORITY LIST.

EXT.P2:- COPY OF THE PROCEEDINGS OF THE 2ND RESPONDENTDT. 6.12.99.

/TRUE COPY/

tss

T.R.RAMACHANDRAN NAIR, J.

= = = = = = = = = = = = = = = = =

O.P.No.32635 of 1999-I

&

O.P.No.259 of 2000-E.

= = = = = = = = = = = = = = = = =

Dated this the 10th day of July, 2007.

J U D G M E N T

The petitioners herein are aggrieved by the promotion ordered as per Ext.P2, violating Ext.P1 seniority list. The petitioners were working as Deputy Tahsildars. The promotion in question is to the cadre of Tahsildars. It is their case that even though Ext.P2 refers to certain seniority list that was never published and hence the promotions attempted to be made is unjust.

2. There were similar writ petitions before this Court namely, OP.No.30449/1999 and other connected cases filed by similarly situated persons. By judgment dated 25-7-2000 the above writ petitions have been disposed of. This Court directed that the list of Lower Division Clerks and Village Assistants as on 10-9-1984 and the list of Upper Division Clerks and Village Officers as on 10-9-1984 have to be finalised first. The vacancies in the cadre higher to those arising after 10-9-1984 have to be filled up on the basis of such finalised seniority list. There was a direction to finalise the seniority list of higher categories also. It was also directed to consider the objections to the provisional list of Deputy Tahsildars and to publish the finalised list within a period of six months from the date of receipt of a copy

of the judgment. It was also observed that on finalisation the temporary promotions effected on the basis of provisional list shall be reviewed within another two months. Since the said judgment covers the issue that is raised in this writ petition, no further orders are called for and these writ petitions are closed. No costs.

T.R.RAMACHANDRAN NAIR, JUDGE.

Kvs/-